

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

CHAPTER 67

HOUSE BILL 2134

AN ACT

AMENDING TITLE 20, CHAPTER 13, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING
SECTIONS 20-2305 AND 20-2306; RELATING TO ACCOUNTABLE HEALTH PLANS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 20, chapter 13, article 1, Arizona Revised Statutes,
3 is amended by adding sections 20-2305 and 20-2306, to read:

4 20-2305. Accountable health plan uniform employee health status
5 questionnaire; committee; definition

6 A. THE UNIFORM EMPLOYEE HEALTH STATUS QUESTIONNAIRE COMMITTEE IS
7 ESTABLISHED IN THE DEPARTMENT CONSISTING OF AT LEAST NINE MEMBERS, INCLUDING
8 THE DIRECTOR OR THE DIRECTOR'S DESIGNEE, WHO ARE APPOINTED BY THE DIRECTOR.
9 THE DIRECTOR SHALL APPOINT TO THE COMMITTEE FOUR REPRESENTATIVES OF
10 ACCOUNTABLE HEALTH PLANS, TWO INSURANCE PRODUCERS WHO WORK PRIMARILY IN THE
11 SMALL BUSINESS HEALTH INSURANCE MARKET AND TWO SMALL BUSINESS REPRESENTATIVES
12 WHO ARE KNOWLEDGEABLE ABOUT HEALTH INSURANCE. THE DIRECTOR OR THE DIRECTOR'S
13 DESIGNEE SHALL SERVE AS CHAIRPERSON OF THE COMMITTEE.

14 B. THE COMMITTEE SHALL DEVELOP A UNIFORM EMPLOYEE HEALTH STATUS
15 QUESTIONNAIRE TO SIMPLIFY THE HEALTH INSURANCE APPLICATION PROCESS FOR SMALL
16 GROUPS. THE COMMITTEE SHALL STUDY EMPLOYEE HEALTH STATUS QUESTIONNAIRES
17 CURRENTLY USED BY MAJOR ACCOUNTABLE HEALTH PLANS IN THIS STATE AND
18 CONSOLIDATE THE QUESTIONNAIRES INTO A UNIFORM QUESTIONNAIRE. THE
19 QUESTIONNAIRE SHALL BE DESIGNED TO PERMIT ITS USE BOTH AS A WRITTEN DOCUMENT
20 AND THROUGH ELECTRONIC OR OTHER ALTERNATIVE DELIVERY FORMATS.

21 C. ON OR BEFORE APRIL 1, 2008, THE DEPARTMENT SHALL PRESCRIBE THE
22 UNIFORM EMPLOYEE HEALTH STATUS QUESTIONNAIRE THAT THE COMMITTEE DEVELOPED.
23 BEGINNING JANUARY 1, 2009, AN ACCOUNTABLE HEALTH PLAN SHALL USE THE
24 QUESTIONNAIRE FOR ALL SMALL GROUPS FOR WHICH IT REQUIRES EMPLOYEES AND THEIR
25 COVERED DEPENDENTS TO COMPLETE QUESTIONNAIRES.

26 D. THE DIRECTOR AS NEEDED MAY RECONVENE THE UNIFORM EMPLOYEE HEALTH
27 STATUS QUESTIONNAIRE COMMITTEE TO CONSIDER WHETHER CHANGES ARE NECESSARY IN
28 THE UNIFORM EMPLOYEE HEALTH STATUS QUESTIONNAIRE. IF THE COMMITTEE
29 DETERMINES THAT CHANGES TO THE QUESTIONNAIRE ARE NECESSARY, THE DIRECTOR MAY
30 PRESCRIBE A REVISED QUESTIONNAIRE. ACCOUNTABLE HEALTH PLANS SHALL USE THE
31 REVISED QUESTIONNAIRE BEGINNING ONE HUNDRED EIGHTY DAYS AFTER THE DIRECTOR
32 PRESCRIBES A REVISION.

33 E. COMMITTEE MEMBERS SERVE AT THE PLEASURE OF THE DIRECTOR AND ARE NOT
34 ELIGIBLE TO RECEIVE COMPENSATION OR REIMBURSEMENT OF EXPENSES.

35 F. FOR THE PURPOSES OF THIS SECTION, "EMPLOYEE HEALTH STATUS
36 QUESTIONNAIRE" MEANS A QUESTIONNAIRE THAT POSES QUESTIONS ABOUT AN INDIVIDUAL
37 EMPLOYEE OR COVERED DEPENDENT'S HEALTH HISTORY AND THAT IS TO BE COMPLETED BY
38 THE INDIVIDUAL EMPLOYEE OR COVERED DEPENDENT OF A SMALL GROUP THAT SEEKS
39 HEALTH INSURANCE COVERAGE FROM AN ACCOUNTABLE HEALTH PLAN.

40 20-2306. Use of uniform employee health status questionnaire

41 A. AN ACCOUNTABLE HEALTH PLAN SHALL USE THE UNIFORM EMPLOYEE HEALTH
42 STATUS QUESTIONNAIRE PRESCRIBED PURSUANT TO SECTION 20-2305 FOR ALL SMALL
43 GROUPS FOR WHICH THE ACCOUNTABLE HEALTH PLAN REQUIRES EMPLOYEES AND THEIR
44 COVERED DEPENDENTS TO COMPLETE HEALTH STATUS QUESTIONNAIRES.

1 B. AN ACCOUNTABLE HEALTH PLAN MAY ADD TO THE QUESTIONNAIRE ADDITIONAL
2 QUESTIONS WHICH PERTAIN TO ELIGIBILITY FOR COVERAGE AND FOR UNDERWRITING
3 PURPOSES AND MAY ASK THE PRODUCER OR THE EMPLOYEES AND DEPENDENTS FOLLOW-UP
4 QUESTIONS ABOUT THEIR RESPONSES TO THE UNIFORM EMPLOYEE HEALTH STATUS
5 QUESTIONNAIRE.

APPROVED BY THE GOVERNOR APRIL 16, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 16, 2007.